

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF LOUISIANA
LAFAYETTE DIVISION**

STATE OF ARIZONA, *et al.*,

PLAINTIFFS,

v.

MERRICK GARLAND, in his official capacity as Attorney General of the United States, *et al.*,

DEFENDANTS.

CIVIL ACTION No. 6:22-cv-01130

PLAINTIFF STATES' MOTION FOR LIMITED JURISDICTIONAL DISCOVERY

The States of Arizona, Louisiana, Missouri, Alabama, Alaska, Arkansas, Florida, Georgia, Idaho, Indiana, Kansas, Kentucky, Mississippi, Montana, Nebraska, Oklahoma, South Carolina, Utah, West Virginia, and Wyoming (collectively, the “States”), respectfully move for an order authorizing limited jurisdictional discovery that requires Defendants to produce high-level data from the Asylum Rule’s actual implementation, as compared to the operation of the prior rule. Specifically, the States move for an order requiring Defendants to produce the following statistics broken out week-by-week:

- The number of asylum grants and denials since May 31, 2022 made (1) under the new Asylum IFR in the areas where it has been implemented and (2) under the prior regime in the areas where it has not. Numbers should be broken out by the administrative and geographic divisions/sectors used by DOJ and DHS.
- Numbers for asylum grants and denials for the three years prior to May 31, 2022, broken out by the same administrative divisions used for the preceding inquiry.
- The numbers of asylum recipients settling in each State, broken out by State, for the last three years.

This narrow scope of discovery will shed light on the States’ injuries from the Asylum IFR without imposing a substantial burden on Defendants and assist the States in drafting a Second Amended Complaint that addresses Defendants’ standing objections.

Defendants oppose this request and have indicated that they “can’t agree to provide discovery before there is an operative complaint.”

Dated: October 14, 2022

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* Pro hac vice application forthcoming
** Pro hac vice application granted